

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF DELAWARE**

In re:	)	Chapter 11
	)	
W.R. Grace & Co., et al.,	)	Case No. 01-01139 (JKF)
	)	(Jointly Administered)
	)	
Debtors.	)	Objection Deadline: 12/10/2002
		Hearing Date: 3/17/2002 @ 12:00 p.m.

**SUMMARY OF THE FIRST INTERIM QUARTERLY APPLICATION OF  
LUKINS & ANNIS, P.S. FOR COMPENSATION FOR SERVICES AND  
REIMBURSEMENT OF EXPENSES AS ZAI ADDITIONAL SPECIAL  
COUNSEL FOR THE INTERIM PERIOD FROM  
JULY 1, 2002 THROUGH SEPTEMBER 30, 2002**

Name of Applicant:	Lukins & Annis, P.S.
Authorized to Provide Professional Services to:	Zonolite Attic Insulation Claimants
Date of Appointment:	Appointment Order effective As of July 22, 2002
Period for which compensation and Reimbursement is sought:	July 1, 2002 through September 30, 2002
Amount of Compensation sought as actual, Reasonable, and necessary:	\$37,691.00
Amount of Expenses Reimbursement:	\$ 3,422.38
This is a: <u>  </u> monthly <u>  X  </u> quarterly application	

Prior Application filed: No. (This is the First Quarterly Application. A monthly application is being filed simultaneously hereto and is attached hereto.)

Date Filed	Period Covered	Requested Fees	Requested Expenses	Approved Fees	Approved Expenses
November 18, 2002	7/22/02 – 9/30/02	\$ 37,691.00	\$ 3,422.38	Pending	Pending

The objection deadline for the L&A Monthly Application for fees and expenses incurred from July 22, 2002 through September 30, 2002 has not yet passed.

The Lukins & Annis attorneys who rendered professional services in these cases during the Fee Period are:

Name of Professional Person	Position with the applicant	Number of years as an attorney	Department	Hourly billing rate	Total billed hours	Total compensation
Darrell W. Scott	Partner	13	Litigation	\$300	119.65	\$29,595.00
Burke D. Jackowich	Associate	2	Litigation	\$120	35.20	\$4,044.00
TOTALS					154.85	\$33,639.00

The paraprofessionals who rendered professional service in these cases during the Fee Period are:

Name of Professional Person	Position with the applicant	Number of years in position	Department	Hourly billing rate	Total billed hours	Total compensation
Kristy L. Bergland	Paralegal	23	Litigation	\$130	30.80	\$4,004.00
Betty A. Olson	Legal Assist.	18	Real Estate	\$80	.60	\$48.00
TOTALS					31.40	\$4,052.00

#### Compensation by Project Category

Category	Total Hours	Total Fees
14-Hearings	4.50 Hours	\$ 1,350.00
20-Travel-Non-working	45.00 Hours	\$ 6,480.00
22-ZAI Science Trial	136.75 Hours	\$29,861.00
TOTALS	186.25 Hours	\$37,691.00

## ZAI Science Trial Expenses (Category 23)

Description	Amount
Computer Assisted Legal Research	
Telephone Expense	\$ 70.07
Telephone Expense – Outside	
Facsimile (\$1.00 per page)	\$ 43.00
Postage Expense	
Courier & Express Carriers	\$ 39.73
In-House Duplicating / Printing (\$.15 per page)	\$ 20.10
Outside Duplicating / Printing	
Lodging	\$ 257.92
Transportation	\$ 126.13
Air Travel Expense	\$ 2,517.50
Taxi Expense	
Mileage Expense	\$ 140.53
Travel Meals	\$ 151.81
Parking	\$ 17.00
General Expense	
Expert Services	
Books/Videos	
Other (Explain) (Polyethelene liners for ZAI storage)	\$ 38.59
Total:	\$ 3,422.38

Dated: Wilmington, Delaware  
November 15, 2002

ELZUFON, AUSTIN, REARDON, TARLOV  
& MONDELL, PA

/s/ William D. Sullivan

William D. Sullivan, Esq. (No. 2820)  
Charles J. Brown, III, Esq. (No. 3368)  
300 Delaware Avenue, Suite 1700  
P.O. Box 1630  
Wilmington, DE 19899-1630  
Phone: (302) 428-3181  
Fax: (302) 777-7244

And

Darrell W. Scott, Esq..  
Lukins & Annis, P.S.  
717 W. Sprague Avenue, Suite 1600  
Spokane, WA 99201  
Phone: (509) 455-9555  
FAX: (509) 747-2323  
ADDITIONAL SPECIAL COUNSEL FOR  
ZAI CLAIMANTS

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF DELAWARE**

<b>In re:</b>	)	<b>Chapter 11</b>
	)	
<b>W.R. Grace &amp; Co., et al.,</b>	)	<b>Case No. 01-01139 (JKF)</b>
	)	<b>(Jointly Administered)</b>
	)	
<b>Debtors.</b>	)	<b>Objection Deadline: 12/10/2002</b>
		<b>Hearing Date: 3/17/2002 @ 12:00 p.m.</b>

**FIRST INTERIM QUARTERLY APPLICATION OF LUKINS & ANNIS, P.S.  
FOR COMPENSATION FOR SERVICES AND REIMBURSEMENT OF  
EXPENSES AS ZAI ADDITIONAL SPECIAL COUNSEL FOR THE INTERIM  
PERIOD FROM JULY 1, 2002 THROUGH SEPTEMBER 30, 2002**

Pursuant to Sections 327, 330 and 331 of Title 11 of the United States Code (as amended, the "Bankruptcy Code"), Fed. R. Bankr. P. 2016, the Appointment Order (as defined below), the Administrative Order Under 11 U.S.C. §§ 105(a) and 331 Establishing Procedures for Interim Compensation and Reimbursement of Professionals and Official Committee Members (the "Interim Compensation Order"), the Amended Administrative Order Under 11 U.S.C. §§ 105(a) and 331 Establishing Procedures for Interim Compensation and Reimbursement of Professionals and Official Committee Members (the "Amended Interim Compensation Order" and collectively with the Interim Compensation Order, the "Compensation Order") and Del.Bankr.LR 2016-2, the law firm of Lukins & Annis, P.S. ("Applicant" or "L&A"), ZAI Additional Special Counsel, hereby applies for an order allowing it: (i) compensation in the amount of \$37,691.00 for the reasonable and necessary legal services L&A has rendered; and (ii) reimbursement for the actual and necessary expenses L&A has incurred in the amount of \$3,422.38 (the "First Interim Quarterly Fee Application"), for the interim quarterly period from July 1,

2002 through September 30, 2002 (the "Fee Period"). In support of this Application, L&A respectfully states as follows:

### **Background**

#### **Retention of L&A**

1. On April 2, 2001 (The "Petition Date"), the Debtors each filed voluntary petitions for relief under chapter 11 of the Bankruptcy Code (collectively, the "Chapter 11 Cases"). On April 2, 2001, the Court entered an order procedurally consolidating the Chapter 11 Cases for administrative purposes only. Since the Petition Date, the Debtors have continued to operate their businesses and manage their properties as debtors in possession pursuant to sections 1107(a) and 1108 of the Bankruptcy Code.
2. By this Court's order effective as of July 22, 2002, L&A was appointed as ZAI Additional Special Counsel to prosecute the ZAI "Science Trial" issues on behalf of the ZAI Claimants' position against Debtors' position (the "Appointment Order"). The Appointment Order authorizes a total budget for ZAI Counsel of \$1.5 million in fees and \$500,000 in expenses for prosecuting the Science Trial, against which L&A may be compensated for legal services at its hourly rates as specified to the Court, and for actual and necessary out-of-pocket expenses incurred, subject to application to this Court in accordance with the Bankruptcy Code, the Federal Rules of Bankruptcy Procedure, and all applicable local rules and orders of this Court<sup>1</sup>. On May 3, 2001, this Court entered the Interim

---

<sup>1</sup> The rates billed by L&A are within the range of rates previously identified to the Court which were the current hourly rates at that time.. The rates of the principal partner involved here, Darrell W. Scott (\$300) was provided in the June 7, 2002 filing, "The Official Committee of Asbestos Property Damage Claimants'

Compensation Order and entered the Amended Interim Compensation Order on April 17, 2002.

**Monthly Interim Fee Applications Covered Herein**

3. Pursuant to the procedures set forth in the Compensation Order, professionals may apply for monthly compensation and reimbursement (each such application, a "Monthly Fee Application") subject to any objections lodged by the Notice Parties, as defined in the Compensation Order. If no objection is filed to a Monthly Fee Application within twenty (20) days after the date of service of the Monthly Fee Application, the applicable professional may submit to the Court a certification of no objection whereupon the Debtors are authorized to pay interim compensation and reimbursement of 80% of the fees and 100% of the expenses requested.
4. Furthermore, and also pursuant to the Compensation Order, professionals are to file and serve upon the notice parties a quarterly request (a "Quarterly Fee Application") for interim Court approval and allowance of the Monthly Fee Applications filed during the quarter covered by that Quarterly Fee Application. If the Court grants the relief requested by the Quarterly Fee Application, the Debtors are authorized and directed to pay the professional 100% of the fees and expenses requested in the Monthly Fee Applications covered by that Quarterly Fee Application less any amounts previously paid in connection with the Monthly Fee Applications. Any payment made pursuant to the Monthly Fee Applications

or a Quarterly Fee Application is subject to final approval of all fees and expenses at a hearing on the professional's final fee application.

5. This is the First Interim Quarterly Fee Application that L&A has filed with the Bankruptcy Court in connection with these Chapter 11 Cases.
6. L&A has filed the following Monthly Fee Applications for interim compensation during this Fee Period:
  1. Application of Lukins & Annis, P.S. for Compensation for Services and Reimbursement of Expenses as ZAI Additional Special Counsel for the Interim Period from July 1, 2002 through September 30, 2002 filed October 31, 2002, (the "July - September Fee Application" or "Application") attached hereto as Exhibit A.<sup>2</sup>
7. The period for objecting to the fees and expense reimbursement requested in the July - September Fee Application has not yet expired.
8. During the Fee Period, L&A has prepared for the ZAI Science Trial as detailed in the Application.

#### **Requested Relief**

9. By this First Interim Quarterly Fee Application, L&A requests that the Court approve the interim allowance of compensation for professional services rendered and the reimbursement of actual and necessary expenses incurred by L&A for the Fee Period as detailed in the Application, less any amounts previously paid to

---

lawyers and professionals are being billed at rates commensurate with their experience and in the same range as other firms are billing in this bankruptcy.

L&A pursuant to the Application and the procedures set forth in the Compensation Order. The full scope of services provided and the related expenses incurred are fully described in the Application, which is attached hereto as Exhibit A.

**Disinterestedness**

10. With the exception of its representation of asbestos claimants, L&A does not hold or represent any interest adverse to the estates as stated in the Affidavit of Darrell W. Scott in Support of the Application of the Asbestos Property Damage Committee to Retain Special Counsel, filed June 7, 2002.
11. In addition, L&A may have in the past represented, may currently represent, and likely in the future will represent parties-in-interest in connection with matters unrelated to the Debtors and the Chapter 11 Cases.

**Representations**

12. L&A believes that the Application is in compliance with the requirements of Del.Bankr.LR 2016-2.
13. L&A performed the services for which it is seeking compensation under its Court Appointment effective as of July 22, 2002 (including the July 21, 2002, travel).
14. During the Fee Period, L&A has received no payment, nor has it received any promises for payment, from any other source for services rendered or to be rendered in any capacity whatsoever in connection with these Chapter 11 Cases.
15. Pursuant to Fed. R. Bank. P. 2016(b), L&A has not shared, nor has it agreed to share: (a) any compensation it has received or may receive with another party or

---

<sup>2</sup> As discussed above, this is the first and only monthly fee application filed by L&A, which just entered these proceedings as a compensated professional as of July 22, 2002. The fee application includes the



person other than with the partners, counsel and associates of L&A; or (b) any compensation another person or party has received or may receive in connection with the Chapter 11 Cases.

16. Although every effort has been made to include all fees and expenses from the Fee Period in the Application, some fees and expenses from the Fee Period might not be included in the Application due to accounting and processing delays. L&A reserves the right to make further application to the Court for allowance of fees and expenses for the Fee Period not included herein.

WHEREFORE, L&A respectfully requests that the Court enter an order providing: (a) that for the Fee Period an administrative allowance be made to L&A in the sum of (i) \$37,691.00 as compensation for reasonable and necessary professional services, and (ii) \$3,422.38 for reimbursement of actual and necessary costs and expenses incurred (for a total of \$41,113.38); (b) that the Debtors be authorized and directed to pay to L&A the outstanding amount of such sums less any sums previously paid to L&A pursuant to the Application and the procedures set forth in the Compensation Order; and (c) that this Court grant such further relief as is equitable and just.

Dated: Wilmington, Delaware  
November 15, 2002

ELZUFON, AUSTIN, REARDON, TARLOV  
& MONDELL, PA

/s/ William D. Sullivan

William D. Sullivan, Esq. (No. 2820)  
Charles J. Brown, III, Esq. (No. 3368)  
300 Delaware Avenue, Suite 1700  
P.O. Box 1630  
Wilmington, DE 19899-1630  
Phone: (302) 428-3181  
Fax: (302) 777-7244

And

Darrell W. Scott, Esq..  
Lukins & Annis, P.S.  
717 W. Sprague Avenue, Suite 1600  
Spokane, WA 99201  
Phone: (509) 455-9555  
FAX: (509) 747-2323  
ADDITIONAL SPECIAL COUNSEL FOR  
ZAI CLAIMANTS

**Exhibit “A”**

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF DELAWARE**

<b>In re:</b>	)	<b>Chapter 11</b>
	)	
<b>W.R. Grace &amp; Co., <u>et al.</u>,</b>	)	<b>Case No. 01-01139 (JKF)</b>
	)	<b>(Jointly Administered)</b>
	)	
<b>Debtors.</b>	)	<b>Objection Deadline: December 10, 2002</b>
		<b>Hearing Date: TBD only if necessary</b>

**SUMMARY OF THE VERIFIED APPLICATION OF LUKINS & ANNIS, P.S.  
FOR COMPENSATION FOR SERVICES AND REIMBURSEMENT OF  
EXPENSES AS ZAI LEAD SPECIAL COUNSEL FOR THE INTERIM PERIOD  
FROM JULY 1, 2002 THROUGH SEPTEMBER 30, 2002**

Name of Applicant:	Lukins & Annis, P.S.
Authorized to Provide Professional Services to:	Zonolite Attic Insulation Claimants
Date of Appointment:	July 22, 2002
Period for which compensation and Reimbursement is sought:	July 21, 2002 through September 30, 2002
Amount of Compensation sought as actual, Reasonable, and necessary:	\$ 37,691.00
Amount of Expenses Reimbursement:	\$ 3,422.38
This is a: <input checked="" type="checkbox"/> monthly <input type="checkbox"/> interim <input type="checkbox"/> final application	

Prior Application filed: No\*

\* This is the first application by Lukins & Annis, P.S. since its appointment on July 22, 2002 as Additional Special Counsel for the ZAI Science Trial. Accordingly, it covers the 2½ month period from appointment (July 22, 2002, including travel to the hearing on July 21, 2002) to September 30, 2002.

The total time expended for the preparation of this application is approximately 10 hours, and the corresponding estimated compensation *that will be requested in a future application* is approximately \$1,940.

The Lukins & Annis attorneys who rendered professional services in these cases during the Fee Period are:

Name of Professional Person	Position with the applicant	Number of years as an attorney	Department	Hourly Billing Rate	Total billed hours	Total compensation
Darrell W. Scott	Partner	13	Litigation	\$300	119.65	\$29,595.00
Burke D. Jackowich	Associate	2	Litigation	\$120	35.20	\$4,044.00
TOTALS					154.85	\$33,639.00

The paraprofessionals who rendered professional service in these cases during the Fee Period are:

Name of Professional Person	Position with the applicant	Number of years in position	Department	Hourly billing rate	Total billed hours	Total compensation
Kristy L. Bergland	Paralegal	23	Litigation	\$130	30.80	\$4,004.00
Betty A. Olson	Legal Assist.	18	Real Estate	\$80	.60	\$48.00
TOTALS					31.40	\$4,052.00

#### Compensation by Project Category

Category	Total Hours	Total Fees
14-Hearings	4.50 Hours	\$ 1,350.00
20-Travel-Non-working	45.00 Hours	\$ 6,480.00
22-ZAI Science Trial	136.75 Hours	\$29,861.00
TOTALS	186.25 Hours	\$37,691.00

## 23-ZAI Science Trial Expenses

Description	Amount
Computer Assisted Legal Research	
Telephone Expense	\$ 70.07
Telephone Expense -- Outside	
Facsimile (\$1.00 per page)	\$ 43.00
Postage Expense	
Courier & Express Carriers	\$ 39.73
In-House Duplicating / Printing (\$.15 per page)	\$ 20.10
Outside Duplicating / Printing	
Lodging	\$ 257.92
Transportation	\$ 126.13
Air Travel Expense	\$ 2,517.50
Taxi Expense	
Mileage Expense	\$ 140.53
Travel Meals	\$ 151.81
Parking	\$ 17.00
General Expense	
Expert Services	
Books/Videos	
Other (Explain) (Polyethelene liners for ZAI storage)	\$ 38.59
Total:	\$ 3,422.38

Dated: Wilmington, Delaware  
November 15, 2002

ELZUFON, AUSTIN, REARDON, TARLOV  
& MONDELL, PA

/s/ William D. Sullivan

William D. Sullivan, Esq. (No. 2820)  
Charles J. Brown, III, Esq. (No. 3368)  
300 Delaware Avenue, Suite 1700  
P.O. Box 1630  
Wilmington, DE 19899-1630  
Phone: (302) 428-3181  
Fax: (302) 777-7244

And

Darrell W. Scott, Esq..  
Lukins & Annis, P.S.  
717 W. Sprague Avenue, Suite 1600  
Spokane, WA 99201  
Phone: (509) 455-9555  
FAX: (509) 747-2323  
ADDITIONAL SPECIAL COUNSEL FOR  
ZAI CLAIMANTS

**TIME REPORT**

Lukins &amp; Annis, P.S.

Time Period 07/21/2002 - 09/30/2002

Date	Timekeeper	Description	Hours	Hourly Rate	Total
07/21/02	DWS	Travel to Delaware regarding bankruptcy hearing on appointment of counsel (billed at half rate).	9.00	\$ 150.00	\$ 1,350.00
07/21/02	DWS	Preparation for bankruptcy hearing.	1.00	\$ 300.00	\$ 300.00
07/22/02	DWS	Attend bankruptcy hearing regarding appointment of special counsel (2.0); meeting with Zonolite Attic Insulation counsel (3.0).	5.00	\$ 300.00	\$ 1,500.00
07/22/02	DWS	Return to Spokane from bankruptcy hearing (billed at half rate).	9.00	\$ 150.00	\$ 1,350.00
07/29/02	DWS	Meeting with paralegal regarding case status and assignments as special counsel.	1.00	\$ 300.00	\$ 300.00
07/29/02	KLB	Office conference with Darrell W. Scott regarding Grace hearing and status of Zonolite science trial representation; discuss needed research.	1.00	\$ 130.00	\$ 130.00
07/30/02	DWS	Phone conference with Zonolite Attic Insulation team regarding designation of second special counsel (1.0); phone call from William Sullivan regarding filing and service regarding discovery request to W.R. Gracc (.25); meeting with principals regarding fee agreements and allocation of funds (.30); phone call to Jay Sakalo regarding transcripts of prior hearings (.20).	1.75	\$ 300.00	\$ 525.00
07/31/02	DWS	Phone conference with other P.D. counsel regarding submission of amended budget and order of retention (.20); review omnibus hearing transcript in preparation for drafting revised motion and order (.60); phone conference with Andrea Madigan regarding access to EPA information regarding Zonolite Attic Insulation home cleanup experiences in Libby, Montana (.40); phone conference with Community Outreach coordinator for Libby Zonolite Attic Insulation regarding home cleanup activities regarding status of efforts and available data (.50); review legal research memorandum and associated case law regarding ZAI claimants' status and applicable laws in preparation of identification of science issues and office conference with paralegal regarding same (3.8); draft revised motion for retention of ZAI counsel and work regarding	8.10	\$ 300.00	\$ 2,430.00

Date	Timekeeper	Description	Hours	Hourly Rate	Total
		litigation budget and meeting with paralegal regarding same (2.6).			
07/31/02	KLB	Memo to Darrell W. Scott providing brief analysis applicable laws of ZAI claimants' states in preparation for science trial (2.0); office conference with Darrell W. Scott regarding further research needed (.50); begin additional legal research (1.75).	4.25	\$ 130.00	\$ 552.50
08/01/02	DWS	Review and revise Amended Motion for Retention and Proposed Budget; review and revise draft of budget.	0.80	\$ 300.00	\$ 240.00
08/01/02	KLB	Review Delaware local Bankruptcy rules and local federal court rules regarding requirement to hire local counsel and revise Special Counsel proposed Order to incorporate applicable citation.	0.30	\$ 130.00	\$ 39.00
08/02/02	DWS	Additional revisions to revised retention order; draft email to Robert Turkewitz regarding same (.40); meeting with Burke D. Jackowich regarding factual research, Libby Zonolite Attic Insulation removal programs and relevant evidence regarding same (.40); work on outline of legal issues, assignments, Zonolite Attic Insulation tasks, and budget projections (2.9); phone conference with Tom Sobol regarding revised retention order (.20).	3.90	\$ 300.00	\$ 1,170.00
08/05/02	DWS	Phone call to Ed Westbrook regarding finalizing order regarding retention and budget (1.0); legal research regarding state laws of ZAI claimants; analysis of regional EPA and Department of Health advisories from ZAI claimants' states (2.5).	3.50	\$ 300.00	\$ 1,050.00
08/06/02	DWS	Final review and revisions to amended Motion for Retention (.20); complete legal analysis regarding applicable state laws of all Zonolite Attic Insulation proof of claim claimants (2.1); meeting with Marco Barbanti regarding inspection of Zonolite properties (1.0); revise proposed order setting initial schedule for litigation; draft memorandum regarding same (.20); review revised proposed budget by Gracc; email to Ed Westbrook regarding same (.30).	3.80	\$ 300.00	\$ 1,140.00
08/07/02	DWS	Preparation for meeting with Ralph Busch; meeting with Ralph Busch regarding preparations for discovery regarding science trial (2.4); examine	2.80	\$ 300.00	\$ 840.00



Date	Timekeeper	Description	Hours	Hourly Rate	Total
		updated documents regarding Busch claim, abatement bids, and foreclosure status (.40).			
08/13/02	BAO	Telephone call to CT Corporation Real Estate Services regarding notice of default in effort to secure access to Busch home.	0.35	\$ 80.00	\$ 28.00
08/19/02	KLB	Office conference with Burke D. Jackowich regarding testing of homeowner attics (.10); email to Darrell W. Scott regarding same (.10); telephone call to and from consulting expert regarding participation in sampling and testing (.20); obtain official information on Zonolite and asbestos for homeowners (.35).	0.75	\$ 130.00	\$ 97.50
08/20/02	BAO	Telephone conference with loan servicer for property on 14th Avenue; email to Kristy Bergland regarding status of property.	0.25	\$ 80.00	\$ 20.00
08/21/02	BDJ	Travel to Moscow, Idaho, to meet with Salisburys and return (billed at half rate).	3.00	\$ 60.00	\$ 180.00
08/21/02	BDJ	Conference with Kurt and Lisa Salisbury; preparation of memo to file regarding meeting.	3.95	\$ 120.00	\$ 474.00
08/22/02	KLB	Telephone call to Ralph Ralph regarding information on auction and status of home and video of King 5 news program.	0.20	\$ 130.00	\$ 26.00
08/25/02	DWS	Travel to Delaware for science trial strategy meeting and Omnibus Hearing (billed at half rate).	9.00	\$ 150.00	\$ 1,350.00
08/25/02	DWS	Review proposed order regarding appointment (.20); strategy meeting with Rob Turkewitz regarding identification of key science experts, status report on contemplated testing, and discussion regarding organization of litigation tasks and assignment of claims (1.3).	1.50	\$ 300.00	\$ 450.00
08/26/02	DWS	Meeting with Ed Westbrook and Rob Turkewitz in preparation for hearing regarding appointment of special counsel, discussion of appropriate procedures for account of and petitioning for fees and costs (1.0), attend hearing regarding appointment of counsel (2.5); work regarding drafting of follow-up order regarding special appointment (.20).	3.70	\$ 300.00	\$ 1,110.00
08/26/02	DWS	Return travel to Spokane (billed at half rate).	9.00	\$ 150.00	\$ 1,350.00

Date	Timekeeper	Description	Hours	Hourly Rate	Total
08/27/02	KLB	Office conference with Darrell Scott regarding evidence obtained from Marco Barbanti and hearing (.30); Email to Darrell W. Scott regarding status of Ralph Busch home sale (.10).	0.40	\$ 130.00	\$ 52.00
08/27/02	DWS	Meeting with claimant Barbanti regarding inspection of Zonolite Attic Insulation homes and case status (.70); inspection of Zonolite Attic Insulation properties of Barbanti as potential science trial test sites; interview client regarding key facts pertinent to claims associated with Barbanti Zonolite Attic Insulation homes; gather and preserve physical evidence (3.0); office conference with paralegal regarding same (.30).	4.00	\$ 300.00	\$ 1,200.00
08/27/02	DWS	Attend meeting of Zonolite Attic Insulation counsel regarding revisions to order of appointment and strategies regarding motion pleadings regarding legal issues underlying Zonolite Attic Insulation claims (.80); review previous order relevant to same (.30).	1.10	\$ 300.00	\$ 330.00
08/29/02	KLB	Update physical evidence log and mark evidence to be placed in storage and instructions regarding same.	0.40	\$ 130.00	\$ 52.00
08/29/02	DWS	Review Grace answers to discovery for purposes of analyzing necessity for motion to clarify; review historical research tracing Barbanti insulation physical exhibits to Grace Zonolite Insulation (.90); phone call to Rob Turkewitz regarding same (.10).	1.00	\$ 300.00	\$ 300.00
08/30/02	BDJ	Consultation with special counsel regarding home inventory; telephone conferences with ZAI claimants regarding suitability and availability for scientific testing.	2.30	\$ 120.00	\$ 276.00
08/30/02	DWS	Conference with experts regarding testing protocol, identification of testing locations, assignment of testing responsibilities and related logistics (.80); prepare and send test study materials to Rob Turkewitz (.20); review database materials regarding potential testing sites (1.2); meeting with Burke D. Jackowich regarding interview protocol regarding testing sites and expedited work regarding same (2.3); review physical and photographic evidence regarding potential testing at Barbanti homes (.30); assign phone	5.90	\$ 300.00	\$ 1,770.00

Date	Timekeeper	Description	Hours	Hourly Rate	Total
		interview responsibilities to paralegal regarding testing locations (.40); draft memorandum to Rob Turkewitz regarding bulk samples and availability of test sites (.30); phone conference with consulting expert regarding site inspection of potential test home (.40).			
08/31/02	BDJ	Continued telephone conferences with homeowners regarding availability for expert testing of homes.	3.45	\$ 120.00	\$ 414.00
09/01/02	BDJ	Preparation of memo to special counsel regarding results of homeowner interviews.	1.35	\$ 120.00	\$ 162.00
09/01/02	BDJ	Telephone conference with homeowners regarding home inventory.	0.65	\$ 120.00	\$ 78.00
09/03/02	KLB	Strategy meeting with Darrell W. Scott and associate to discuss testing criteria and homes appropriate for testing (.50); review information on Ralph Busch home and prepare summary of home (.40); begin update of Zonolite Homeowner database to track essential information needed for testing and Zonolite Science trial, review conversation notes regarding location of homeowners who used attic for storage, and prepare report of homeowners with who use attic for storage (3.0); telephone call to homeowner regarding use of his home to do dust testing of items stored in attic and continued calls to attempt to locate contact person for mortgage company holding Ralph Busch former home (1.6); begin update of database (new field information) (.50).	6.00	\$ 130.00	\$ 780.00
09/03/02	DWS	Receive report from associate, Burke D. Jackowich, regarding Labor Day holiday interviews of Zonolite homeowners and follow-ups regarding inventories of Zonolite Attic Insulation claimants (.50); analysis of memorandum regarding potential testing site (.2); meeting with associate and lead paralegal regarding assignments for testing and follow-up in Spokane (.50); conference with experts regarding suitability of homes for testing and testing protocol (1.0); phone call to Matthews regarding potential testing of attic spaces (.20); review and analyze report regarding attic storage claimants and testing opportunities (.90).	3.30	\$ 300.00	\$ 990.00

Date	Timekeeper	Description	Hours	Hourly Rate	Total
09/04/02	KLB	Legal research on science trial issues and memo to Darrell W. Scott with key case law regarding same (1.5); continue work on revisions and updates to database to reflect key information relating to ZAI claims in preparation for location of homes for testing by experts and for use at science trial (1.0).	2.50	\$ 130.00	\$ 325.00
09/04/02	DWS	Review legal analyses regarding state law Zonolite Attic Insulation legal issues and Grace defenses to same; analyze Grace ZAI Science Trial proofs of claim for Illinois, Massachusetts, California, and Minnesota, and Grace objections to same regarding legal claims asserted and need for amendments to proofs of claim; review elements of state based claims for all Zonolite Attic Insulation Science Trial claimants regarding fit with anticipated scientific experts.	2.40	\$ 300.00	\$ 720.00
09/04/02	BDJ	Additional telephone conference with ZAI homeowners regarding home survey and suitability for science testing.	0.65	\$ 120.00	\$ 78.00
09/05/02	KLB	Telephone call from homeowner Robert Rockser regarding possible use of home for testing (.25); continue update of database to categorize Zonolite claims and identify appropriate homes for testing and preparation of queries/reports (3.0).	3.25	\$ 130.00	\$ 422.50
09/05/02	DWS	Travel to Seattle/Kent Washington and return (billed at half rate).	3.00	\$ 150.00	\$ 450.00
09/05/02	DWS	Interview with Zonolite Attic Insulation removal company regarding Zonolite Attic Insulation removal protocol, sampling and testing regarding same, and evaluate potential sites for scientific testing.	1.50	\$ 300.00	\$ 450.00
09/06/02	KLB	Telephone call to Attorneys for Atlantic Mortgage regarding gaining access to Ralph Busch foreclosed home for testing by experts for ZAI Science Trial (.25); email to Darrell W. Scott providing update regarding same (.25); prepare various reports providing information on homeowners as potential ZAI science test sites (2.0).	2.50	\$ 130.00	\$ 325.00
09/09/02	KLB	Provide update on status of obtaining entry to Ralph Busch former home for testing; discuss	0.25	\$ 130.00	\$ 32.50

Date	Timekeeper	Description	Hours	Hourly Rate	Total
		further updates needed in database for information to provide to experts about home disturbance.			
09/09/02	DWS	Review memorandum from Robert Turkewitz regarding Libby Zonolite Attic Insulation removal results and impacts on additional testing; draft response regarding same; analyze internal report regarding potential inspection site and breakdown by character.	1.20	\$ 300.00	\$ 360.00
09/10/02	KLB	Letter to Tom Sobol regarding obtaining of CDs with Grace documents and office conference regarding same.	0.25	\$ 130.00	\$ 32.50
09/10/02	DWS	Final review and revisions to amended Motion for Retention (.20); complete legal analysis regarding applicable state laws of all Zonolite Attic Insulation proofs of claim claimants (2.0); meeting with Marco Barbanti regarding inspection of Zonolite properties (1.0); review proposed order setting initial schedule for litigation; draft memorandum regarding same (.30); review revised proposed budget by Grace; email to Ed Westbrook regarding same (.30).	3.80	\$ 300.00	\$ 1,140.00
09/11/02	DWS	Phone call to and from Rob Turkewitz regarding Boston document inspection and analysis of documents.	1.20	\$ 300.00	\$ 360.00
09/12/02	KLB	Work on logistics regarding upcoming visit by consulting expert to Spokane and criteria for scheduling homes to inspect and/or test; update Zonolite homeowner database to facilitate scheduling of tests and contact information for Expert; supervision of calls to homeowners to schedule inspections.	1.25	\$ 130.00	\$ 162.50
09/13/02	KLB	Supervision of calling to homeowners and scheduling homes for inspection and testing by consulting expert (.30); review homes and instructions regarding other homeowners to call (.50); telephone call to homeowner Rosie Thurman (.20).	1.00	\$ 130.00	\$ 130.00
09/13/02	DWS	Review memorandum regarding status of investigative efforts regarding home testing; phone conference with Attorney Equity Law Group regarding access to Busch property for testing (.10); draft letter to Kathleen Cunningham at Attorney	0.80	\$ 300.00	\$ 240.00

Date	Timekeeper	Description	Hours	Hourly Rate	Total
		Equity regarding same (.30); phone call to local counsel for Country Home regarding access to Busch residence (.20); phone call to Country Home general counsel regarding same; prepare letter to Deputy General Counsel regarding access to Busch residence (.20).			
09/16/02	KLB	Review proposed schedule for testing of homes by Expert and instructions regarding further homeowner contacts needed to obtain additional potential test homes.	0.50	\$ 130.00	\$ 65.00
09/16/02	DWS	Analyze Grace objection to response regarding scheduling order for scientific issues; review proposed order regarding same (.20); phone call from consulting expert regarding logistics of Spokane home inspections (.80); work with Burke D. Jackowich regarding finalizing preparations for Spokane inspections (.90).	1.90	\$ 300.00	\$ 570.00
09/16/02	BDJ	Preparation for visit of consulting expert and conference with Darrell Scott regarding same.	2.40	\$ 120.00	\$ 288.00
09/17/02	KLB	Telephone call from homeowner Christie Miller regarding Zonolite in attic and possibly using their home for testing when consulting expert inspects/tests homes (.50); office conference and memo regarding Miller home and opportunity for dust sampling from various items stored in attic (.70).	1.20	\$ 130.00	\$ 156.00
09/18/02	KLB	Office conference regarding confirmation of scheduling of Miller home for consulting expert inspection/testing.	0.30	\$ 130.00	\$ 39.00
09/18/02	DWS	Work on final preparations for site visitations by consulting expert.	0.50	\$ 300.00	\$ 150.00
09/18/02	BDJ	Inspect Moscow home in preparation for ZAI testing; meeting with homeowners regarding same (3.45); consult with consulting expert regarding home inspection (4.3).	7.75	\$ 120.00	\$ 930.00
09/19/02	KLB	Work with Burke D. Jackowich on final details of inspections of potential homes for testing (.50); telephone calls from and to homeowners regarding inspection (.25); telephone call from Rob Turkewitz regarding need to further explore homeowner Talish and attempted call to Allan McGarvey	1.25	\$ 130.00	\$ 162.50

Date	Timekeeper	Description	Hours	Hourly Rate	Total
		regarding same (.30); telephone call from Marco Barbanti regarding possibility of access to additional ZAI home for testing purposes (.20).			
09/19/02	BDJ	Participate in ZAI testing home inspections in Spokane, Washington, with consulting expert.	9.70	\$ 120.00	\$ 1,164.00
09/20/02	KLB	Strategy meeting for update from Burke D. Jackowich regarding consulting expert inspection and homes to be used for additional testing.	0.25	\$ 130.00	\$ 32.50
09/20/02	DWS	Receive update regarding results of home visitation efforts, issue additional assignments regarding testing follow-ups and determination of availability of homes (.60); draft letter to Doris Matthews regarding potential testing (.20); phone call to Marco Barbanti regarding same (.40).	1.20	\$ 300.00	\$ 360.00
09/23/02	KLB	Message from Rob Turkewitz, review of Dr. Lee deposition and exhibits and return call to Rob (.5); telephone call from ZAI homeowner responding to inquiry regarding product identification and packaging and update to database (.25).	0.75	\$ 130.00	\$ 97.50
09/23/02	DWS	Travel to Tacoma and return (billed at half rate).	3.00	\$ 150.00	\$ 450.00
09/23/02	DWS	Interview with ZAI claimants regarding regarding renovation activities and inspection of home remodeling activities and potential for ZAI science testing.	1.50	\$ 300.00	\$ 450.00
09/24/02	DWS	Phone call to Rob Turkewitz regarding additional testing site and potential testing in Montana and research regarding application and interpretation of state PEL standards (.50); phone call to Ed Westbrook regarding same (.10); draft letter to ZAI claimant regarding potential testing (.20).	0.80	\$ 300.00	\$ 240.00
09/24/02	KLB	Telephone call from Rob Turkewitz regarding information to provide to EPA (.2); review exhibits to Dr. Lee Deposition for photographs and fiber counts to provide to EPA and review Affidavits by Dr. Lee for additional fiber count information (.9); instructions regarding letter to EPA (.1); search Zonolite claimant database for individuals in trades who are being exposed to Zonolite Attic Insulation (.3).	1.50	\$ 130.00	\$ 195.00

Date	Timekeeper	Description	Hours	Hourly Rate	Total
09/25/02	KLB	Work on logistics of home testing schedule and further homeowners needing to be contacted (.20); update database with new homeowner information (.30).	0.50	\$ 130.00	\$ 65.00
09/26/02	DWS	Phone call to consultant regarding potential remodeling expert; phone call to additional Seattle contact regarding potential testing.	0.50	\$ 300.00	\$ 150.00
09/27/02	DWS	Phone call from Rob Turkewitz regarding identification of test sites and scope of testing (1.0); travel to and inspect physical evidence locker regarding Zonolite Attic Insulation samples, packaging samples, and potential test sites (2.3); analyze imaged key physical exhibits (.5); phone call to consulting expert regarding retention of additional physical evidence (.2); follow-up phone call to consultant regarding potential remodeling activities (.2).	4.20	\$ 300.00	\$ 1,260.00
09/30/02	KLB	Review Title Report on Busch Property (regarding current owner) (.1); internet search for information on Atlantic Mortgage Investment Corporation (.15).	0.25	\$ 130.00	\$ 32.50
09/30/02	DWS	Study exhibit summary regarding Boston depository inspection regarding documents pertinent to scope of scientific issues (1.0); phone call to consulting expert regarding abatement personnel to obtain and preserve product packaging (.25); phone calls to additional consulting experts regarding preservation of exhibits (.75).	2.00	\$ 300.00	\$ 600.00
09/30/02	DWS	Phone call to consulting expert regarding preservation of exhibits (.30); phone call to Rob Turkewitz regarding same (.50); complete review of Yang exhibits regarding chronology of Grace testing (.60); phone call from Rob Turkewitz regarding additional proof of claims for purposes of science trial (.30) and consulting expert testing in Seattle and Tacoma (.30).	2.00	\$ 300.00	\$ 600.00
<b>TIME TOTAL:</b>			186.25		\$ 37,691.00



**COST REPORT**

Lukins &amp; Annis, P.S.

Time Period 07/21/2002 - 09/30/2002

<u>DATE</u>	<u>DESCRIPTION</u>	<u>CHARGE</u>
07/31/02	Long Distance Charges	\$ 2.86
07/31/02	Long Distance Charges	\$ 0.48
07/31/02	Long Distance Charges	\$ 0.48
08/06/02	Long Distance Charges	\$ 0.48
08/19/02	Long Distance Charges	\$ 1.44
08/21/02	Burke D. Jackowich mileage - Travel to and from Moscow, ID, to inspect home for vermiculite	\$ 62.05
08/22/02	Long Distance Charges	\$ 0.48
08/23/02	Long Distance Charges	\$ 0.72
08/26/02	Darrell W. Scott Plane Fare to Philadelphia for 8/26/02 Grace hearing in Wilmington, DE	\$ 2,202.00
08/26/02	Darrell W. Scott Plane Fare from Seattle for 8/26/02 Grace hearing in Wilmington, DE	\$ 83.00
08/26/02	Travel agent fee for Darrell W. Scott plane fare for 8/26/02 Grace hearing in Wilmington, DE	\$ 35.00
08/26/02	Darrell W. Scott Lodging - Hotel DuPont for 8/26/02 Hearing in Wilmington, DE	\$ 257.92
08/26/02	Darrell W. Scott meal - for 8/26/02 Hearing in Wilmington, DE	\$ 6.00
08/26/02	Darrell W. Scott meal - Sky Asian Bistro for 8/26/02 Hearing in Wilmington, DE	\$ 11.19
08/27/02	Long Distance Charges	\$ 0.95
08/29/02	Long Distance Charges	\$ 0.48
08/30/02	Photocopies (16)	\$ 2.40
08/30/02	Long Distance Charges	\$ 0.95

08/30/02	Long Distance Charges	\$	3.12
08/31/02	Long Distance Charges	\$	0.48
08/31/02	Long Distance Charges	\$	1.40
09/03/02	Photocopies (9)	\$	1.35
09/04/02	Photocopies (3)	\$	0.45
09/04/02	Photocopies (2)	\$	0.30
09/05/02	Photocopies (2)	\$	0.30
09/05/02	Darrell W. Scott Rental Car - Seattle for appointments with ZAI claimant and ZAI removal company	\$	126.13
09/06/02	Long Distance Charges	\$	0.25
09/10/02	Long Distance Charges	\$	0.95
09/10/02	Long Distance Charges	\$	0.12
09/10/02	Long Distance Charges	\$	0.24
09/10/02	Long Distance Charges	\$	0.12
09/12/02	Photocopies (4)	\$	0.60
09/12/02	Long Distance Charges	\$	0.48
09/12/02	Long Distance Charges	\$	0.48
09/12/02	Long Distance Charges	\$	0.95
09/12/02	Long Distance Charges	\$	0.48
09/12/02	Long Distance Charges	\$	11.46
09/12/02	Long Distance Charges	\$	1.43
09/12/02	Burke D. Jackowich meals in Libby, MT	\$	11.75
09/13/02	Photocopies (6)	\$	0.90
09/13/02	Photocopies (2)	\$	0.30
09/13/02	Long Distance Charges	\$	3.34

09/13/02	Long Distance Charges	\$	2.38
09/13/02	Long Distance Charges	\$	2.15
09/13/02	Long Distance Charges	\$	0.12
09/16/02	Long Distance Charges	\$	1.43
09/18/02	UPS Postage	\$	8.45
09/18/02	Burke D. Jackowich mileage - Travel to and from Moscow, ID, to meet with expert and inspect homes	\$	62.05
09/18/02	Burke D. Jackowich meal - Swilly's in Pullman, WA, with expert concerning Grace case	\$	79.40
09/19/02	Burke D. Jackowich mileage - Travel around Spokane and Spokane Valley inspecting homes with expert	\$	16.43
09/19/02	Burke D. Jackowich meal - The Viking with expert concerning the Grace case	\$	24.70
09/19/02	Burke D. Jackowich meal - The Davenport with expert concerning the Grace case	\$	18.77
09/19/02	Photocopies (84)	\$	12.60
09/23/02	Telecopier Service - 35 pages faxed	\$	35.00
09/23/02	Darrell W. Scott Plane Fare to Seattle for meeting with ZAI claimant	\$	172.50
09/23/02	Travel agent fec for Darrell W. Scott plane fare for Seattle meeting with ZAI claimant	\$	25.00
09/23/02	Darrell W. Scott Parking - Spokane Airport for meeting with ZAI claimant	\$	17.00
09/24/02	Supplies - 6 Polyethelene drum liners	\$	38.59
09/24/02	Photocopies (1)	\$	0.15
09/24/02	Photocopies (1)	\$	0.15
09/24/02	Photocopies (4)	\$	0.60
09/24/02	Long Distance Charges	\$	0.95

09/24/02	Long Distance Charges	\$	0.48
09/25/02	Telecopier Service - 4 pages faxed	\$	4.00
09/25/02	Telecopier Service - 4 pages faxed	\$	4.00
09/25/02	Courier Service	\$	5.00
09/26/02	Federal Express Postage	\$	21.28
09/27/02	Long Distance Charges	\$	6.68
09/27/02	Long Distance Charges	\$	11.46
09/27/02	Long Distance Charges	\$	0.24
09/30/02	Long Distance Charges	\$	0.48
09/30/02	Long Distance Charges	\$	9.08
09/30/02	Courier Service	\$	5.00

---

**TOTAL \$ 3,422.38**

## **EXHIBIT "A"**

VERIFICATION

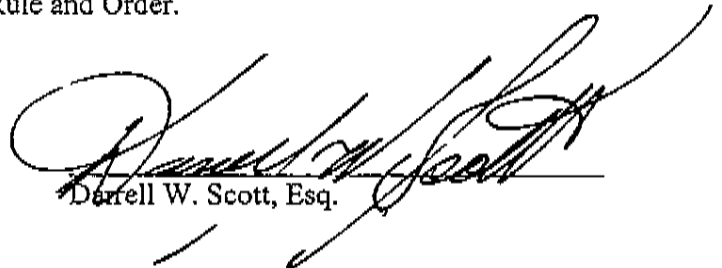
STATE OF WASHINGTON     )  
  )  
COUNTY OF SPOKANE     )

Darrell W. Scott, after being duly sworn according to law, deposes and says:

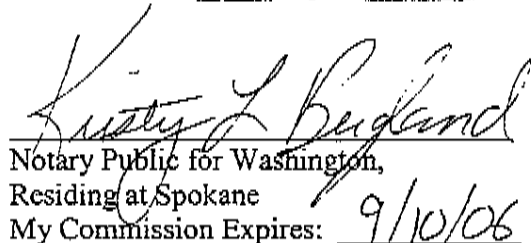
a) I am counsel with the applicant law firm Lukins & Annis, P.S. and have been admitted to appear before this Court.

b) I have personally performed many of the legal services rendered by Lukins & Annis, P.S. and am thoroughly familiar with the other work performed on behalf of the ZAI Claimants by the lawyers and paraprofessionals of Lukins & Annis, P.S.

c) I have reviewed the foregoing application and the facts set forth therein are true and correct to the best of my knowledge, information and belief. Moreover, I have reviewed Del.Bankr.LR 2016-2 and the 'Amended Administrative Order Under 11 U.S.C. §§ 105(a) and 331 Establishing Revised Procedures for Interim Compensation and Reimbursement of Expenses for Professionals and Official Committee Members', signed April 17, 2002, and submit that the Application substantially complies with such Rule and Order.

  
Darrell W. Scott, Esq.

SWORN AND SUBSCRIBED  
Before me this 15 day of November, 2002.

  
Notary Public for Washington,  
Residing at Spokane  
My Commission Expires: 9/10/06



**CERTIFICATE OF SERVICE**

I, Charles J. Brown, III, Esquire, hereby certify that on November 15, 2002, service of the foregoing was made upon the attached Service List via e-mail and Hand Delivery or Federal Express.

Dated: Wilmington, Delaware  
November 15, 2002

/s/ Charles J. Brown, III  
**CHARLES J. BROWN, III**

Warren H. Smith  
Warren H. Smith and Associates  
900 Jackson Street  
120 Founders Square  
Dallas, TX 75202

Frank J. Perch, Esquire  
Office of the U.S. Trustee  
844 King Street, Room 2313  
Wilmington, DE 19801

Matthew G. Zaleski, III, Esquire  
Campbell & Levine  
800 King Street, Suite 300  
Wilmington, DE 19801

Steven M. Yoder, Esquire  
The Bayard Firm  
222 Delaware Avenue, Suite 900  
P.O. Box 25130  
Wilmington, DE 19899

Elihu Inselbuch, Esquire  
Rita Tobin, Esquire  
Caplin & Drysdale, Chartered  
399 Park Avenue, 27<sup>th</sup> Floor  
New York, NY 10022

Lewis Kruger, Esquire  
Stroock & Stroock & Lavan LLP  
180 Maiden Lane  
New York, NY 10038-4982

David Bernick, Esquire  
James Kapp, III, Esquire  
Kirkland & Ellis  
200 East Randolph Drive  
Chicago, IL 60601

Theodore Tacconelli, Esquire  
Ferry & Joseph  
Ferry & Joseph, P.A.  
824 Market Street, Suite 904  
P.O. Box 1351  
Wilmington, DE 19899

David B. Seigel, Esquire  
Senior VP and General Counsel  
W.R. Grace and Co.  
7500 Grace Drive  
Columbia, MD 21044

Laura Davis Jones, Esquire  
David Carickoff, Esquire  
Pachulski, Stang, Ziehl, Young & Jones  
919 North Market Street, 16th Floor  
Wilmington, DE 19899-8705

Michael R. Lastowski, Esquire  
Duane Morris & Heckscher LLP  
1100 North Market Street, Suite 1200  
Wilmington, DE 19801-1246

Teresa K.D. Currier, Esquire  
Klett, Rooney, Lieber & Schorling  
1000 West Street, Suite 1410  
Wilmington, DE 19801

Scott L. Baena, Esquire  
Bilzin Sumberg Dunn Baena  
Price & Axelrod, LLP  
First Union Financial Center  
200 South Biscayne Boulevard, Suite 2500  
Miami, FL 33131

J. Douglas Bacon, Esquire  
Latham & Watkins  
Sears Tower, Suite 5800  
Chicago, IL 60606

Philip Bentley, Esquire  
Kramer Levin Naftalis & Frankel LLP  
919 Third Avenue  
New York, NY 10022



**File a Motion:**

01-01139-JKF W.R. GRACE & CO. and Alfred M Wolin

Notice of Electronic Filing

The following transaction was received from Brown, Charles J. entered on 11/15/2002 at 7:38 PM EST and filed on 11/15/2002

**Case Name:** W.R. GRACE & CO. and Alfred M Wolin

**Case Number:** 01-01139-JKF

**Document Number:** 3008

**Docket Text:**

Monthly Application for Compensation *for Compensation and for Services and Reimbursement of Expense of ZAI Additional Special Counsel* for Lukins & Annis, P.S., Special Counsel, period: 7/1/2002 to 9/30/2002, fee: \$37,691.00, expenses: \$3,422.38. Filed by Charles J. Brown. Objections due by 12/10/2002. (Brown, Charles)

The following document(s) are associated with this transaction:

**Document description:**Main Document

**Original filename:**C:/Documents and Settings/CBrown/My

**Electronic document Stamp:**

[STAMP bkecfStamp\_ID=983460418 [Date=11/15/2002] [FileNumber=1096371-0]  
][a2b14185bcc3c91f3a6cee01a9c59755326d1ae66304190dddf59bfd130022820be  
a7d8adc85b2898dd360861f59747e27ddf58d95c49a0788e6e219e5d56b37]]

**01-01139-JKF Notice will be electronically mailed to:**

James R. Adams RBGROUP@rlf.com

Elio Battista Jr. battista@blankrome.com

Kevin F. Brady kfbrady@skadden.com, debank@skadden.com

Charles J. Brown bankruptcyemail@elzufon.com

Noel C. Burnham nburnham@mmwr.com,  
bankruptcy@mmwr.com;jperri@mmwr.com;imarch@mmwr.com

Michael G. Busenkell mbusenkel@mnat.com, rfusco@mnat.com

David W. Carickhoff dcarickhoff@pszyj.com,  
efile@pszyj.com;hmartin@pszyj.com;vmobley@pszyj.com;agrasty@pszyj.com

Mark S. Chehi debank@skadden.com

David E. Cherry cherry@thetrialattorneys.com,

William E. Chipman Jr. bankruptcydel@gtlaw.com

**EXHIBIT "B"**

## VERIFICATION


STATE OF WASHINGTON )  
 )  
COUNTY OF SPOKANE )

Darrell W. Scott, after being duly sworn according to law, deposes and says:

a) I am counsel with the applicant law firm Lukins & Annis, P.S. and have been admitted to appear before this Court.

b) I have personally performed many of the legal services rendered by Lukins & Annis, P.S. and am thoroughly familiar with the other work performed on behalf of the ZAI Claimants by the lawyers and paraprofessionals of Lukins & Annis, P.S.

c) I have reviewed the foregoing application and the facts set forth therein are true and correct to the best of my knowledge, information and belief. Moreover, I have reviewed Del.Bankr.LR 2016-2 and the 'Amended Administrative Order Under 11 U.S.C. §§ 105(a) and 331 Establishing Revised Procedures for Interim Compensation and Reimbursement of Expenses for Professionals and Official Committee Members', signed April 17, 2002, and submit that the Application substantially complies with such Rule and Order.

  
\_\_\_\_\_  
Darrell W. Scott, Esq.

SWORN AND SUBSCRIBED  
Before me this 15 day of November 2002.

Kristy L. Bergland  
Notary Public for Washington,  
Residing at Spokane  
My Commission Expires: 9/10/06



**CERTIFICATE OF SERVICE**

I, Charles J. Brown, III, Esquire, hereby certify that on November 15, 2002,  
service of the foregoing was made upon the attached Service List via e-mail and Hand  
Delivery or Federal Express.

Dated: Wilmington, Delaware  
November 15, 2002

/s/ Charles J. Brown, III  
**CHARLES J. BROWN, III**

Warren H. Smith  
Warren H. Smith and Associates  
900 Jackson Street  
120 Founders Square  
Dallas, TX 75202

Frank J. Perch, Esquire  
Office of the U.S. Trustee  
844 King Street, Room 2313  
Wilmington, DE 19801

Matthew G. Zaleski, III, Esquire  
Campbell & Levine  
800 King Street, Suite 300  
Wilmington, DE 19801

Steven M. Yoder, Esquire  
The Bayard Firm  
222 Delaware Avenue, Suite 900  
P.O. Box 25130  
Wilmington, DE 19899

Elihu Inselbuch, Esquire  
Rita Tobin, Esquire  
Caplin & Drysdale, Chartered  
399 Park Avenue, 27<sup>th</sup> Floor  
New York, NY 10022

Lewis Kruger, Esquire  
Stroock & Stroock & Lavan LLP  
180 Maiden Lane  
New York, NY 10038-4982

David Bernick, Esquire  
James Kapp, III, Esquire  
Kirkland & Ellis  
200 East Randolph Drive  
Chicago, IL 60601

Theodore Tacconelli, Esquire  
Ferry & Joseph  
Ferry & Joseph, P.A.  
824 Market Street, Suite 904  
P.O. Box 1351  
Wilmington, DE 19899

David B. Seigel, Esquire  
Senior VP and General Counsel  
W.R. Grace and Co.  
7500 Grace Drive  
Columbia, MD 21044

Laura Davis Jones, Esquire  
David Carickoff, Esquire  
Pachulski, Stang, Ziehl, Young & Jones  
919 North Market Street, 16th Floor  
Wilmington, DE 19899-8705

Michael R. Lastowski, Esquire  
Duane Morris & Heckscher LLP  
1100 North Market Street, Suite 1200  
Wilmington, DE 19801-1246

Teresa K.D. Currier, Esquire  
Klett, Rooney, Lieber & Schorling  
1000 West Street, Suite 1410  
Wilmington, DE 19801

Scott L. Baena, Esquire  
Bilzin Sumberg Dunn Baena  
Price & Axelrod, LLP  
First Union Financial Center  
200 South Biscayne Boulevard, Suite 2500  
Miami, FL 33131

J. Douglas Bacon, Esquire  
Latham & Watkins  
Sears Tower, Suite 5800  
Chicago, IL 60606

Philip Bentley, Esquire  
Kramer Levin Naftalis & Frankel LLP  
919 Third Avenue  
New York, NY 10022